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UNITED STATES DISTRICT COURT  
05 NOV -2 PM 2:42 WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

2005 NOV -1 PM 3:22

THOMAS M. GOULD  
In re ~~COPPER TUBING LITIGATION~~ )  
CLERK US DISTRICT COURT )  
WD OF TENN )  
)  
)  
)  
)  
This Document Relates To: )  
All Actions )  
\_\_\_\_\_ )

Master File No. 04-2771-DV

Honorable Judge Bernice B. Donald  
Magistrate Judge Diane K. Vescovo

**MOTION OF DEFENDANTS AUSTRIA BUNTMETALL AG  
AND BUNTMETALL AMSTETTEN GMBH FOR LEAVE TO FILE  
REPLY BRIEF IN SUPPORT OF THEIR MOTION TO DISMISS THE  
CONSOLIDATED AMENDED CLASS ACTION COMPLAINT**

Defendants Austria Buntmetall AG and Buntmetall Amstetten GmbH ("moving defendants") move the Court for leave to file a reply brief in support of moving defendants' Motion to Dismiss the Consolidated Amended Class Action Complaint. Moving defendants propose to file their reply brief by December 2, 2005. For grounds in support of this Motion, moving defendants refer the Court to the Memorandum filed in support hereof.

As set forth in the Certificate of Consultation filed in support hereof, counsel for plaintiffs do not oppose this motion.

Dated: November 1, 2005.

**MOTION GRANTED**

DATE: 11-2-2005

*[Signature]*  
**BERNICE BOUIE DONALD  
U.S. DISTRICT JUDGE**

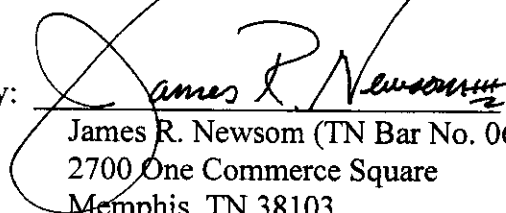
This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 11/2/05

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Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

The undersigned attorney hereby certifies that a copy of the foregoing document was duly served on the following counsel in this action on November 1, 2005, by U.S. Mail, first class postage prepaid:

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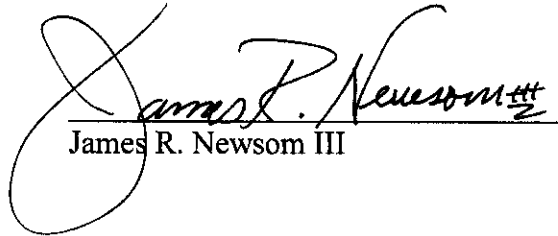
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